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rk Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. TPIACIF **Application Number** 10/683,656 Filing Date **TRANSMITTAL** October 9, 2003 First Named Inventor **FORM** Sundeep DUGAR Art Unit 1625 (to be used for all correspondence after initial filing) **Examiner Name** C. Chang Attorney Docket Number Total Number of Pages in This Submission 12 219002029600 **ENCLOSURES** (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC x Amendment/Reply (11 Pages) (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address X Other End. Identify below): Other Enclosure(s) (please **Extension of Time Request** Terminal Disclaimer Return Receipt Postcard **Express Abandonment Request** Request for Refund CD, Number of CD(s) Information Disclosure Statement Certified Copy of Priority Landscape Table on CD Document(s) Reply to Missing Parts/ Remarks Incomplete Application Customer No. 25225 Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name MORRISON & FOERSTER LLP Signature Printed name Michael G. Smith Date Reg. No. November 17, 2006 44,422 I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O.

Box 1450, Alexandria, VA 22313-1450.

Dated: November 17, 2006

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PE

ated: November 17, 200

Signature: Michelle Jow

Docket No.: 219002029600 Client reference: 210US

(PATENT)

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Sundeep DUGAR

Application No.: 10/683,656

Filed: October 9, 2003

For: AZAINDOLE DERIVATIVES AS INHIBITORS OF P38 KINASE

Confirmation No.: 2874

Art Unit: 1625

Examiner: Celia C. Chang

## AMENDMENT UNDER 37 C.F.R. § 1.111 / RESTRICTION REQUIREMENT

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated October 17, 2006, for which a response was due on November 17, 2006. Accordingly, this response is timely filed. Restriction was required. Applicant hereby elects to prosecute the claims to Group II, drawn to compounds of formula (1) wherein one of  $Z^4$  and  $Z^5$  is N while the other of  $Z^4$  and  $Z^5$  is  $CR^1$ , originally presented in claims 29-30. This election is made with traverse; nevertheless, the claims have been amended according to the election. Applicants have made this amendment without prejudice to their right to pursue non-elected inventions in divisional applications. The applicants reserve the right to rejoin

Application No.: 10/683,656 Docket No.: 219002029600

Client reference: 210US

method of use claims corresponding to and incorporating all limitations of allowable composition claims within the elected group at the proper time.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 10 of this paper.